IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

-

WRIT PETITION NO : 15893 of 2002

Between:

Dr.U.Lakshmana Murthy, s/o Venkaiah,

Aged 55 years, The Principal in Charge,

BVK Junior College, Dwarakanagar,

Visakhapatnam.

..... PETITIONER

AND

1. State of Andhra Pradesh, represented by its

Secretary to Government, Education Department,

Secretariat, Saifabad, Hyderabad

2. The Commissioner, Intermediate Education, Govt. of

A.P.,Hyderabad

3. The Director and the Secretary,

Board of Intermediate Education, Govt. of AP,

Hyderabad.

4. The Regional Joint Director of Intermediate

Education, Rajahmundry.

5. B.V.K.Junior College, Rep.by its Correspondent,

Dwarakanagar, visakhapatnam.

6. D.Satyam, s/o Chenchu Rangaiah,

aged 53 years, Lecturer BVK Junior College,

Dwarakanagar, Visakhapatnam.

....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an order, direction or a writ one in the nature of Mandamus declaring I) the action of the respondents 1 to 3 in proposing to appoint the 6th respondent as Principal before the 5th respondent contrary to selection procedure and seniority (ii) the petitioner is entitled to be appointed as regular Principal before the 5th respondent and consequently directions may be issued to the respondents 1 to 5 to appoint the petitioner as regular Principal by duly conducting the selection procedure under relevant Government orders.

Counsel for the Petitioner: MR.B.SRINIVASA ADITYA DUTT

Counsel for the Respondents: GP FOR HIGHER EDUCATION

The Court made the following:

ORDER:

Heard both sides.

It is represented by the learned counsel on either side that subsequent to the filing of the Writ Petition, the petitioner's case has already been considered by promoting him and that there are proposals even in regard to the payment of benefits which he is entitled for.

In view of the same, it is not necessary to go into the merits of the Writ Petition.

The Writ Petition is disposed of directing the respondents to finalize the payments of benefits and issue final orders within two months from the date of receipt of a copy of this order.

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15-03-2005

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To

1. State of Andhra Pradesh, represented by its

Secretary to Government, Education Department,

Secretariat, Saifabad, Hyderabad

2. The Commissioner, Intermediate Education, Govt. of

A.P.,Hyderabad

3. The Director and the Secretary,

Board of Intermediate Education, Govt. of AP,

Hyderabad.

4. The Regional Joint Director of Intermediate

Education, Rajahmundry.

5. 2 CCs to GP for Higher Education, High Court Buildings,

Hyderabad

6. 2 CD copies.